

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

| | | |
|-----------------------------|---|---------------------------|
| MID-SOUTH ORGANIZING |) | |
| COMMITTEE and ANTONIO |) | |
| BLAIR CATHEY, |) | |
| |) | |
| Plaintiffs, |) | |
| v. |) | NO. 2:17-CV-02140-SHL-cgc |
| |) | |
| CITY OF MEMPHIS, MAYOR |) | |
| JAMES STRICKLAND, in his |) | |
| official capacity only, and |) | |
| DIRECTOR MICHAEL |) | |
| RALLINGS, in his official |) | |
| capacity only, |) | |
| |) | |
| Defendants. |) | |

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), it is hereby stipulated by and between the parties, by and through their respective attorneys, as follows:

1. That Plaintiffs hereby voluntary dismiss this action against the Defendants, without prejudice to the reinstating of the same.

2. It is stipulated by and among the parties that Plaintiff shall be permitted to refile this action as to the City of Memphis for a period of eighteen (18) months from the filing of this Stipulation. The parties intend and stipulate that, if the action is refiled within eighteen months from the filing of this Stipulation, the City of Memphis will not assert or argue that this action is time-barred by law, statute or otherwise.

3. That each party shall bear its own costs, including, but not limited to attorney fees, related to this action.

Dated: June 12, 2017

Respectfully Submitted,

s/ Jerry E. Martin

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